

**ASSEMBLY BILL 184 (LRB -1907)**

An Act to create 66.0603 (1m) (b) 5., 66.0603 (1m) (b) 6. and 66.0603 (3) (c) of the statutes; relating to: the investment by certain local units of government of funds held in trust to provide post-employment benefits. (FE)

**2007**

|        |    |  |     |
|--------|----|--|-----|
| 03-19. | A. | Introduced by Representatives <b>Gottlieb, Ballweg, Fields, Hahn, Mursau, Musser, A. Ott, Petrowski and Van Roy</b> ; cosponsored by Senators <b>Lassa, Darling, Grothman</b> and <b>Olsen</b> . |     |
| 03-19. | A. | Read first time and referred to committee on Urban and Local Affairs .....   | 100 |
| 03-21. | A. | Fiscal estimate received.  |     |
| 03-27. | A. | Public hearing held.   |     |
| 09-11. | A. | Assembly amendment 1 offered by Representative Gottlieb ( <b>LRB a0696</b> ) .....   | 272 |
| 09-11. | A. | Executive action taken.  |     |
| 09-14. | A. | Report Assembly Amendment 1 adoption recommended by committee on Urban and Local Affairs, Ayes 9, Noes 0 .....   | 275 |
| 09-14. | A. | Report passage as amended recommended by committee on Urban and Local Affairs, Ayes 9, Noes 0 .....  | 275 |
| 09-14. | A. | Referred to committee on Rules .....   | 275 |
| 10-18. | A. | Placed on calendar 10-23-2007 by committee on Rules.   |     |
| 10-24. | A. | Read a second time .....   | 317 |
| 10-24. | A. | Assembly amendment 1 <b>adopted</b> .....  | 317 |
| 10-24. | A. | Ordered to a third reading .....   | 317 |
| 10-24. | A. | Rules suspended .....  | 317 |
| 10-24. | A. | Read a third time and <b>passed</b> , Ayes 91, Noes 5 .....  | 317 |
| 10-24. | A. | Ordered immediately messaged .....   | 317 |
| 10-25. | S. | Received from Assembly .....   | 371 |
| 11-02. | S. | Read first time and referred to committee on Ethics Reform and Government Operations .....   | 404 |
| 11-07. | S. | Withdrawn from committee on Ethics Reform and Government Operations and rereferred to committee on Labor, Elections and Urban Affairs, pursuant to Senate Rule 46 (2)(c) .....                   | 416 |
| 11-28. | S. | Public hearing held.   |     |
| 12-04. | S. | Executive action taken.  |     |
| 12-04. | S. | Report concurrence recommended by committee on Labor, Elections and Urban Affairs, Ayes 5, Noes 0 ...  | 448 |
| 12-04. | S. | Available for scheduling.  |     |

**2008**

|        |    |   |  |
|--------|----|---|--|
| 01-09. | S. | Placed on calendar 1-15-2008 by committee on Senate Organization. |  |
| 01-15. | S. | Read a second time.   |  |
| 01-15. | S. | Ordered to a third reading.                                       |  |
| 01-15. | S. | Rules suspended.  |  |
| 01-15. | S. | Read a third time and <b>concurred in</b> .                       |  |
| 01-15. | S. | Ordered immediately messaged.                                     |  |
| 01-15. | A. | Received from Senate concurred in.                                |  |

**2007  
ENROLLED BILL**

07en A B- 184

**ADOPTED DOCUMENTS:**

☒ Orig    ☐ Engr          SubAmdt      

07-1907/1

Amendments to above (if none, write "NONE"): AA1 - a 0696/1

Corrections - show date (if none, write "NONE"): None

Topic Rel

1-16-08

Date

J. R. Miller

Enrolling Drafter

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## 2007 ASSEMBLY BILL 184

March 19, 2007 – Introduced by Representatives GOTTLIEB, BALLWEG, FIELDS, HAHN, MURSAU, MUSSER, A. OTT, PETROWSKI and VAN ROY, cosponsored by Senators LASSA, DARLING, GROTHMAN and OLSEN. Referred to Committee on Urban and Local Affairs.

- 1     **AN ACT to create** 66.0603 (1m) (b) 5., 66.0603 (1m) (b) 6. and 66.0603 (3) (c) of  
2             the statutes; **relating to:** the investment by certain local units of government  
3             of funds held in trust to provide post-employment benefits.

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### *Analysis by the Legislative Reference Bureau*

Under current law, a school district may invest and reinvest funds that are held in trust, other than funds held in the public employee trust fund, solely to provide post-employment benefits in the manner provided under the Uniform Prudent Investor Act, which took effect in Wisconsin on April 30, 2004. This bill requires that such funds be held in segregated accounts, and extends the same provisions to other local governmental units, including cities, villages, towns, counties, and technical college districts.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

- 4             **SECTION 1.** 66.0603 (1m) (b) 5. of the statutes is created to read:  
5             66.0603 (1m) (b) 5. A city, village, town, county, drainage district, technical  
6             college district, or other governing board as defined by s. 34.01 (1) may invest and

## ASSEMBLY BILL 184

## SECTION 1

1 reinvest funds that are held in trust, other than funds held in the public employee  
2 trust fund, solely to provide any of the following benefits, in the same manner as is  
3 authorized for investments under s. 881.01:

4 a. Post-employment health care benefits provided either separately or through  
5 a defined benefit pension plan.

6 b. Other post-employment benefits provided separately from a defined benefit  
7 pension plan.

8 **SECTION 2.** 66.0603 (1m) (b) 6. of the statutes is created to read:

9 66.0603 (1m) (b) 6. Funds that are held in trust to provide the benefits  
10 described in subds. 3. and 5. shall be held in a trust fund ~~or account~~ that is separate  
11 from all other trust funds ~~or accounts~~ created by, or under the control of, the local  
12 governmental unit.

13 **SECTION 3.** 66.0603 (3) (c) of the statutes is created to read:

14 66.0603 (3) (c) 1. In addition to the authority granted under sub. (2), a city,  
15 village, town, county, drainage district, technical college district, or other governing  
16 board as defined by s. 34.01 (1) may delegate the investment authority over the funds  
17 described under sub. (1m) (b) 5. to an investment manager who meets the  
18 requirements and qualifications specified in the trust's investment policy and who  
19 is registered as an investment adviser under 15 USC 80b-3.

20 2. If a unit of government described under subd. 1. has established a trust  
21 described in sub. (1m) (b) 5., it shall annually publish a written report that states the  
22 amount in the trust, the investment return earned by the trust since the last report  
23 was published, the total disbursements made from the trust since the last report was

**ASSEMBLY BILL 184**

1 published, and the name of the investment manager if investment authority has  
2 been delegated under subd. 1.

3 (END)

**ASSEMBLY AMENDMENT 1,  
TO 2007 ASSEMBLY BILL 184**

September 11, 2007 – Offered by Representative GOTTLIEB.

1 At the locations indicated, amend the bill as follows:

2           **1.** Page 2, line 10: delete “or account”.

3           **2.** Page 2, line 11: delete “or accounts”.

4 (END)